

Senate Bill No. 1462

CHAPTER 992

An act to add Section 596.7 to the Penal Code, relating to animals.

[Approved by Governor September 29, 2000. Filed
with Secretary of State September 30, 2000.]

LEGISLATIVE COUNSEL'S DIGEST

SB 1462, Perata. Rodeos: humane care of rodeo animals.

Existing law requires any traveling circus or carnival that intends to perform in this state to notify, at least 14 days prior to its first performance, each entity that provides animal control services for a city, county, or city and county in which the traveling circus or carnival intends to perform of its intent to perform within that jurisdiction and of its schedule of performances. A violation of this notice requirement is a fine of \$500 to \$2,000 for a first violation and a fine of \$1,500 to \$5,000 for a subsequent violation.

This bill would similarly require the management of any professionally sanctioned or amateur rodeo, as defined, that intends to perform in any city, county, or city and county to ensure that there is a veterinarian licensed to practice in this state present at all times during the performances of the rodeo or on-call, as specified. The attending or on-call veterinarian would have complete access to the site of any event in the rodeo that uses animals. The attending or on-call veterinarian would be authorized, for good cause, to declare any animal unfit for use in any rodeo event. The bill would provide for treatment, and specified duties of the veterinarian and rodeo management, with respect to injured animals or animals in holding chutes. A violation would be an infraction that is punishable by fines, as specified above. By creating new crimes, this bill would impose a state-mandated local program upon local governments.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that no reimbursement is required by this act for a specified reason.

The people of the State of California do enact as follows:

SECTION 1. Section 596.7 is added to the Penal Code, to read:

596.7. (a) For purposes of this section, "rodeo" means a public performance featuring competition between persons, which includes four or more of the following events: bareback bronc riding,

saddle bronc riding, bull riding, calf roping, steer wrestling, or team roping.

(b) The management of any professionally sanctioned or amateur rodeo that intends to perform in any city, county, or city and county shall ensure that there is a veterinarian licensed to practice in this state present at all times during the performances of the rodeo, or a veterinarian licensed to practice in the state who is on-call and able to arrive at the rodeo within one hour after a determination has been made that there is an injury which requires treatment to be provided by a veterinarian.

(c) (1) The attending or on-call veterinarian shall have complete access to the site of any event in the rodeo that uses animals.

(2) The attending or on-call veterinarian may, for good cause, declare any animal unfit for use in any rodeo event.

(d) (1) Any animal that is injured during the course of, or as a result of, any rodeo event shall receive immediate examination and appropriate treatment by the attending veterinarian or shall begin receiving examination and appropriate treatment by a veterinarian licensed to practice in this state within one hour of the determination of the injury requiring veterinary treatment.

(2) The attending or on-call veterinarian shall submit a brief written listing of any animal injury requiring veterinary treatment to the Veterinary Medical Board within 48 hours of the conclusion of the rodeo.

(3) The rodeo management shall ensure that there is a conveyance available at all times for the immediate and humane removal of any injured animal.

(e) The rodeo management shall ensure that no electric prod or similar device is used on any animal once the animal is in the holding chute, unless necessary to protect the participants and spectators of the rodeo.

(f) A violation of this section is an infraction and shall be punishable as follows:

(1) A fine of not less than five hundred dollars (\$500) and not more than two thousand dollars (\$2,000) for a first violation.

(2) A fine of not less than one thousand five hundred dollars (\$1,500) and not more than five thousand dollars (\$5,000) for a second or subsequent violation.

SEC. 2. No reimbursement is required by this act pursuant to Section 6 of Article XIII B of the California Constitution because the only costs that may be incurred by a local agency or school district will be incurred because this act creates a new crime or infraction, eliminates a crime or infraction, or changes the penalty for a crime or infraction, within the meaning of Section 17556 of the Government

Code, or changes the definition of a crime within the meaning of Section 6 of Article XIII B of the California Constitution.

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